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Practitioner's Docket No.: 1372.17

PATENTSIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark J. Jaroszeski, et al.

Serial No.: 09/772,561

Filing Date: 01/30/2001

For: Non-Penetrating Electroporation Device
and Method

Examiner: Hayes, Michael J.

Art Unit: 3763

Confirmation No.: 3005

Faxed to Technology Center 3700 at (703) 872-9302
Mail Stop Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the nonfinal Examiner's Action mailed on June 24, 2003, having a shortened statutory period for response that expired September 24, 2003, and an extended statutory period for response set to expire November 24, 2003, the above-identified patent application is amended a first time as follows. Applicant has elected to present the amendment using the revised amendment format set forth in the waiver of 37 CFR 1.121.

AMENDMENT A

(37 C.F.R. § 1.111)

Practitioner's Docket No.: 1372.17

PATENTS**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Mark J. Jaroszeski et al.)
Serial No.: 09/772,561) Art Unit: 3763
Filed: 01/30/2001) Examiner: Hayes, Michael J.
For: Non-Penetrating Electroporation Device) Confirmation No.: 3005
and Method)

Faxed to Technology Center 3700 at (703) 872-9302
Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OCT 28 2003

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is an independent inventor. A statement was already filed.

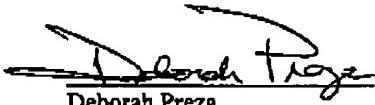
EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that an extension of term is required. Petition and Fee for Extension of Time is attached hereto.

CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this Amendment A is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3763, Attn.: Michael J. Hayes, (703) 872-9302 on October 28, 2003.

Dated: October 28, 2003


Deborah Preza

(Amendment Transmittal—page 1)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3) SMALL ENTITY		
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total 6	Minus 20	= 10	x \$9 =	\$0
Indep. 1	Minus 3	= 0	x \$42 =	\$0
First Presentation of Multiple Dependent Claim			+ \$145 =	\$0
			Total Addit. Fee	\$0.00

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,
 - ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 - *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

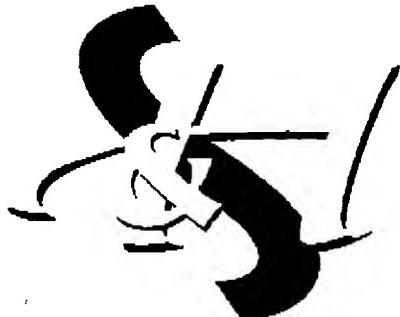


SIGNATURE OF PRACTITIONER

Reg. No. 46,457
Tel. No.: (727) 507-8558

Molly L. Sauter
Smith & Hopen, P.A.
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Clearwater, FL 33760

(Amendment Transmittal—page 2)

**smith & hopen, p.a.**

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FAX INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Molly L. Sauter
Attn:	Michael J. Hayes - Art Unit 3763	Client:	1372.17
Fax:	(703) 872-9302	Pages:	18 including coversheet
Phone:	(703) 305-5873	Date:	October 28, 2003
Re:	USSN 09/772,561	CC:	University of South Florida (Assignee)

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OCT 28 2003

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